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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/812,859	03/29/2004	Takeshi Kanaya	52181/DBP/A400

CONFIRMATION NO. 4132

FORMALITIES LETTER



\*OC000000012926311\*

23363  
CHRISTIE, PARKER & HALE, LLP  
350 WEST COLORADO BOULEVARD  
SUITE 500  
PASADENA, CA 91105

Date Mailed: 06/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/17/2004 YPOLITE1 00000001 10812859

FILED UNDER 37 CFR 1.53(b)

01 FC:1003  
02 FC:1051

530.00 OP  
130.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 530 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1, 2.

SUMMARY OF FEES DUE:

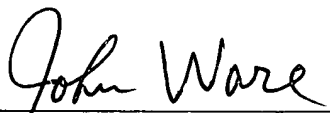
Total additional fee(s) required for this application is **\$660** for a Large Entity

- **\$530** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to:   Mail Stop Missing Parts  
  Commissioner for Patents  
  P.O. Box 1450  
  Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

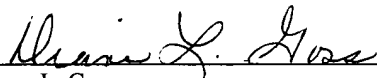
PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 13, 2004.*

  
Diane L. Goss

Applicant : Takeshi Kanaya, et al.  
Application No. : 10/812,859  
Filed : March 29, 2004  
Title : PETUNIA PLANT NAMED 'SUNBEL-LABU'  
  
Grp./Div. : 1661  
Examiner : To be determined  
  
Docket No. : 52181/DBP/A400

**LETTER IN RESPONSE TO NOTICE TO  
FILE MISSING PARTS OF APPLICATION**

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Post Office Box 7068  
Pasadena, CA 91109-7068  
August 13, 2004

Commissioner:

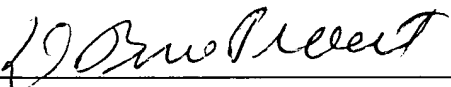
In response to the Notice to File Missing Parts of Application dated June 14, 2004, enclosed are:

1. Copy of Notice to File Missing Parts of Application.
2. Checks for the filing fee (\$530) and surcharge (\$130) for a large entity.
3. Executed Declaration and Power of Attorney.
4. 2 sets of 2 sheet(s) of substitute drawings in compliance with 37 C.F.R. § 1.84(g).
5. A Supplemental Information Disclosure Statement.
6. PTO Form SB/08A/B with references.

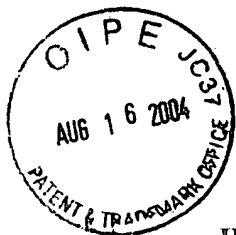
**Application No. 10/812,859**

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required during the **pendency** of this application to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,  
CHRISTIE, PARKER & HALE, LLP

By   
D. Bruce Prout  
Reg. No. 20,958  
626/795-9900

DBP/dg  
Enclosures  
DLG PAS579505.1-\* -08/13/04 9:39 AM



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TRANSMITTAL OF DRAWINGS


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Post Office Box 7068  
Pasadena, CA 91109-7068  
August 13, 2004

Commissioner:

Enclosed are 2 sets of 2 sheets of drawings for this application. They are submitted as formal drawings to replace the corresponding formal drawings as originally filed.

Respectfully submitted,  
CHRISTIE, PARKER & HALE, LLP

By   
D. Bruce Prout  
Reg. No. 20,958  
626/795-9900

DBP/dg  
Enclosure  
DLG PASS79552.1-\* -08/13/04 11:37 AM